

COMMISSION ON DISABILITY

Packet Contents: December 9, 2013

| Item | Page |
|---|------|
| Agenda, 12-9-13 | 2 |
| CPC proposals of interest to COD | 3 |
| CDBG Report | 5 |
| Draft Letter: CPA Funding for War Memorial | 7 |
| Memo: Reprogramming of Funding for TBD Projects | 9 |
| 40 Chase St. Amended Decision MAAB 11-12-13 | 10 |
| HP Space Waltham St. Lot | 12 |
| Beacon/Centre: Message from Bill Paille | 14 |

Setti D. Warren
Mayor

Candace Havens
**Director, Planning &
Development**

John Lojek (member)
**Department Head,
Inspectional Services**

Members

Rob Caruso, Co-Chair
Girard Plante, Co-Chair
Jane Brown
Lucie Chansky
Jini Fairley
Rosemary Larking
John Lojek
Barbara Lischinsky

Advisors

Sergeant Jay Babcock
Newton Police Department

Alice Walkup
Senior Planner,
Community Development

Staff

Joel Reider
ADA/Sec 504 Coordinator

1000 Commonwealth Ave.
Newton, MA 02459
T 617/796-1120
F 617/796-1142

www.newtonma.gov



CITY OF NEWTON, MASSACHUSETTS

Commission On Disability

Meeting Agenda

Date: December 9, 2013

Time: 6:30 p.m.

Place: Room 209

Setti D. Warren
Mayor

Candace Havens
Director, Planning &
Development

John Lojek (member)
Department Head,
Inspectional Services

Members

Rob Caruso, Co-Chair
Girard Plante, Co-Chair
Jane Brown
Lucie Chansky
Jini Fairley
Rosemary Larking
John Lojek
Barbara Lischinsky

Advisors

Sergeant Jay Babcock
Newton Police Department

Alice Walkup
Senior Planner,
Community Development

Staff

Joel Reider
ADA/Sec 504 Coordinator

1000 Commonwealth Ave.
Newton, MA 02459
T 617/796-1120
F 617/796-1142

www.newtonma.gov

- 1. Minutes:** Consideration of the approval of the minutes from the November 18, 2013 meeting of the Commission on Disability (6:30-6:35)
- 2. Access Coordinator Report–** Joel Reider (6:35-6:45)
- 3. CDBG Report –** Alice Walkup (6:45-6:55)
- 4. MAAB Amended Decision 40 Chase St –** Joel Reider (6:55-7:00)
- 5. Waltham St. Parking Lot:** request to revert one HP Space to metered space . Joel Reider for David Koses (7:00-7:10)
- 6. Mayor's Meeting 11/26 Report Updates:** Beacon/Centre St; HP funds . Rob C. and Girard P. (7:10-7:25)
- 7. Sgt Babcock Report** (7:25- 7:35)
- 8. Old/New Business** (7:35-7:40)

Adjournment and Party

Next meeting: January 13, 2013

The location of this meeting is handicap accessible and reasonable accommodations will be provided to persons requiring assistance. If you have a special accommodation need, contact the Newton ADA Coordinator, Joel Reider, at least two days in advance of the meeting: jreider@newtonma.gov or (617) 796-1145. For Telecommunications Relay Service, dial 711.

From: "Alice E. Ingerson/Applied History" <appliedhistory@rcn.com>
To: "Joel Reider" <jreider@newtonma.gov>
Sent: Wednesday, November 27, 2013 1:25:40 PM
Subject: CPC proposals of interest to the Commission on Disability

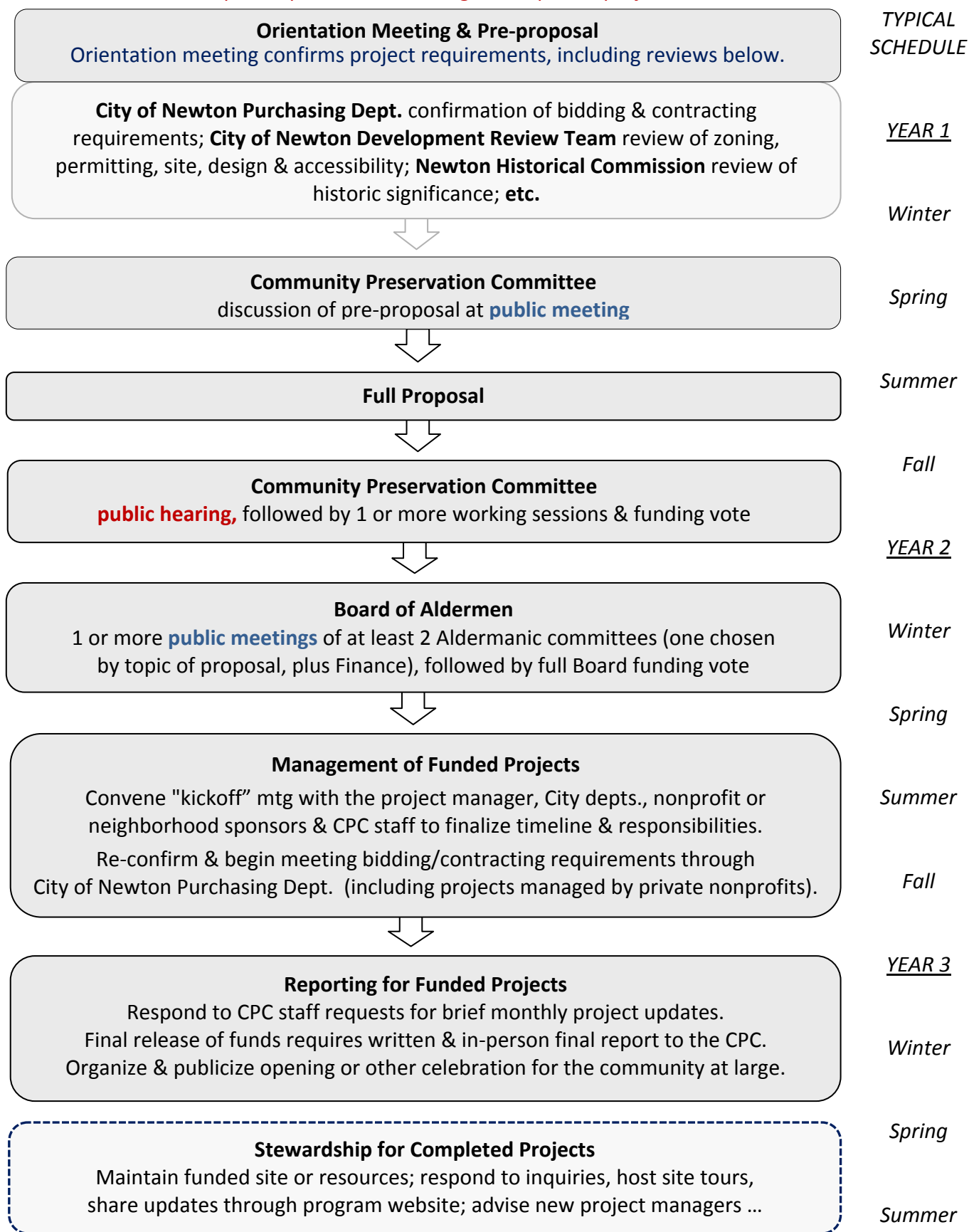
The Community Preservation Committee would welcome comments from members of the Commission on any of the new proposals received in November 2013. The CPC would particularly like to draw the Commission's attention to the proposals listed below, which address accessibility issues. The tentative January-February 2014 public hearing dates for all proposals are online from the 'Calendar' link on the CPC website at www.newtonma.gov/cpa. The full text of all proposals will be online by early December 2013. Program manager Alice Ingerson will be happy to answer questions about submitting comments; contact her at aingerson@newtonma.gov or 617.796.1144.

- ALLEN HOUSE (West Newton) – historic resources, CPA request \$2,000,000, total cost \$4,450,000
- CITY HALL Accessibility & Acoustics – historic resources, CPA request \$701,900, total cost \$781,900
- FARLOW PARK Pond & Bridge (Newton Corner) – historic resources, CPA request \$476,780, total cost \$582,380
- NEWTON HIGHLANDS PLAYGROUND, design phase (Newton Highlands) – recreation, current CPA request \$240,000, anticipated CPA construction request \$1,960,000, total cost \$3,511,000

Newton, Massachusetts Community Preservation Program PROPOSAL & PROJECT PROCESS

last
updated
September 2103

See separate process for housing development projects.



Audible Pedestrian Signals (Project CD13-03R. Budget: \$6,609.25; Expended: \$0; Balance: \$6,609.25). **Planning & Development Department (P & D staff) met with Patrick Baxter, of the Transportation Division of DPW, and he recommended the installation of 3 upgraded APS units at Centre & Centre, where three other upgraded units have already been installed. P & D staff is working with DPW to complete the MOU and have these units upgraded as soon as possible.**

Education Center – Accessible Building Directory Sign (Project CD14-03U. Budget: \$4,050; Expended: \$0; Balance: \$4,050). **P & D staff will be talking with School Department staff about the next steps for this project.**

Curb Cuts

FY14 Curb Cut Funds \$83,791*

***Total does not include the balance of projects that will come in under budget.**

| <u>Current Projects</u> | <u>Total Budget</u> | <u>Expended</u> | <u>Remaining</u> |
|--------------------------------|----------------------------|------------------------|-------------------------|
| Commonwealth & Washington | \$83,170.60 | \$61,510.05 | \$21,660.55 |
| Pearl & Jackson | \$42,669.00 | \$11,033.46 | \$31,635.54 |
| Newton Centre | \$103,000.00 | \$80,214.79 | \$22,785.21 |

| <u>Upcoming Projects</u> | <u>Total Budget</u> |
|---------------------------------|----------------------------|
| Washington & Walnut | \$75,000.00 |
| Lincoln & Walnut | \$75,000.00 |

Commonwealth & Washington – The APS unit to cross Washington St. on the wrong side of the pole is being fixed and we anticipate that the restriping will occur before winter, weather permitting.

Pearl & Jackson – After speaking with Transportation Division staff, it was decided that the existing striping serves all crossings and therefore, the new configuration would not be striped until painting is needed next.

Newton Centre – The five additional lights have been ordered and delivered, and should be installed and functional within December.

Historic Newton/The Jackson Homestead – Archives Preservation and Access (CD11-03F. Budget: \$40,000, Expended: \$0, Balance: \$40,000). No update.

Newton Centre Playground Pathway Phase IV - (CD13-03M. Budget \$40,000, Expended: \$0, Balance: \$40,000).

Newton Centre Playground Pathway Phase V - (CD14-03V. Budget \$45,000, Expended: \$0, Balance: \$45,000). **The Design Engineer is currently working on both Phase path designs, and we should draft designs to share at the December meeting.**

Retrofitting Curb Cuts (Project CD13-03Q. Budget: \$4,548.82, Expended: \$0, Balance: \$4,548.82). No update.

War Memorial Vertical and Acoustical Access Feasibility and Design – (CD13-03S. Budget \$80,000, Expended: \$44,354 Balance: \$35,646). **The Public Buildings Department completed its application for Community Preservation Act funds (CPA), requesting \$701,900 in CPA for the installation of a three-stop elevator. P & D staff members have provided a draft letter of support on behalf of the Commission, which will be discussed after the CDBG Report.**



Setti D. Warren
Mayor

City of Newton, Massachusetts
Department of Planning and Development
1000 Commonwealth Avenue Newton, Massachusetts 02459

Commission On Disability

Telephone
(617) 796-1120
Telefax
(617) 796-1142
TDD/TTY
(617) 796-1089
www.newtonma.gov

Candace Havens
Director

December 2, 2013

Joel Feinberg
Chair, Community Preservation Committee
Members, Community Preservation Committee
City of Newton
1000 Commonwealth Avenue
Newton, MA 02459

Dear Mr. Feinberg and Members of the Community Preservation Committee:

On behalf of the Commission On Disability, we are voicing our support for the funding requested by the Public Buildings Department for the City Hall Historic Rehabilitation – Access and Acoustic Improvements project, recently submitted for consideration in the FY14 funding round.

The Commission On Disability has been a strong proponent of this project since its inception, after an event held in the War Memorial made clear the challenges of physical access in that room. We are the primary advisory committee on Community Development Block Grant (CDBG) funding for architectural access projects. We supported the completion of a vertical and acoustical feasibility study for this project and recommended that \$80,000 in CDBG funds go towards completing that study, with which Mayor Warren agreed and approved the use of funds for this purpose. We have been monitoring the completion of that study and would like to see the next step, that of implementation, happen as soon as possible.

The funds the Public Buildings Department is requesting will allow the necessary improvements to be completed to make certain that the Aldermanic Chamber and the War Memorial are places where all can gather with no impediment. We hope that you will support the request in full and will agree with the Commission On Disability that this project is critical to ensuring full access to civic life in Newton.

Please do not hesitate to contact us if you have any questions or concerns about the contents in this letter.

Sincerely,

Robert Caruso, Co-Chair
Commission On Disability

Girard A. Plante, Co-Chair
Commission On Disability



Setti D. Warren
Mayor


City of Newton, Massachusetts
Department of Planning and Development
1000 Commonwealth Avenue Newton, Massachusetts 02459

Telephone
(617) 796-1120
Telefax
(617) 796-1142
TDD/TTY
(617) 796-1089
www.newtonma.gov

Candace Havens
Director

MEMORANDUM

To: Commission on Disability

From: Candace Havens, Director, Planning and Development Department 
Alice Walkup, Community Development Senior Planner

Date: December 2, 2013

Re: Reprogramming of \$5,500 in FY13 Projects to Be Determined to go towards FY14 Audible Pedestrian Signals

BACKGROUND:

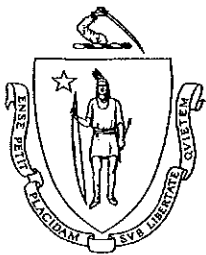
For the FY13 CDBG Architectural Access projects, an \$8,000 Projects to Be Determined (Projects TBD) line item was included. In the past, the Projects TBD provided contingency funding that could be used to increase budgets when additional funding was needed or contribute to projects that were not initially identified in an Annual Action Plan. HUD is now discouraging communities from having a Projects TBD line in their budget and requiring that funding go toward specific projects in their Annual Action Plan.

A portion of the FY13 Projects TBD budget (\$2,500) has been committed to an Audible/Accessible Pedestrian Signal project in Newton Corner, to which the Newton Corner Advisory Committee recommended \$4,000, for a total of \$6,500. The balance of \$5,500 in Projects TBD is available to go towards another project and has recently been “flagged” in HUD’s tracking system as funds that must be committed and spent soon.

At their July 2013 meeting, the Commission recommended that two curb cut projects be prioritized to be funded next with CDBG resources, one at Washington and Walnut Streets in Newtonville and one at Lincoln and Walnut Streets in Newton Highlands. The Commission on Disability has also expressed strong support for the installation of Audible/Accessible Pedestrian Signals (APS) to complement curb cut improvement projects, especially those paid for with CDBG funds.

STAFF RECOMMENDATION:

Community Development Division staff recommends the reprogramming of the remaining \$5,500 in the FY13 Projects TBD budget to go towards FY14 APS, so that APS units can be included in the scope of work for the next curb cut project and the HUD “flag” can be removed.



Deval L. Patrick
Governor

Andrea J. Cabral
Secretary

The Commonwealth of Massachusetts

Department of Public Safety

*Architectural Access Board
One Ashburton Place, Room 1310
Boston, Massachusetts 02108-1618*

Phone 617-727-0660

Fax 617-727-0665

www.mass.gov/dps

Thomas G. Gatzunis, P.E.
Commissioner

Thomas P. Hopkins
Director

November 12, 2013

Marc Slotnick, President
New England Communities, Inc.
97 Parker Street
Newton Centre, MA 02459

Re: Notice of Amended Decision of the Board; 40 Chase Street, Newton; Docket Number V13-197

Dear Mr. Slotnick,

On October 30, 2013, the Architectural Access Board ("Board") received your e-mail, sent to Thomas Hopkins, Executive Director of the Board. Your e-mail stated that your architect had developed a revised proposed single vertical wheelchair lift design which could be completed during the current project and create access to the first and second floors. The design differs from the plan for vertical access that the Board approved in their October 7, 2013 amended decision; therefore, the Petitioners were seeking a "motion for reconsideration."

The newly proposed plans move the vertical wheelchair lift to the west side of the house and will require the use of only one lift, as opposed to the previously approved design that required two vertical wheelchair lifts. However, since the new proposal for the vertical wheelchair lift will include a travel distance of greater than 12 feet, a variance from the Board of Elevator Regulations is also required.

The Board accepted the "motion for reconsideration" and reviewed the submittals during an administrative discussion at their regularly scheduled November 4, 2013 meeting, and voted as follows:

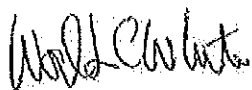
- **ACCEPT** the attached Horne +Johnson / StepONE plans C.1, A.1, and A.2 (all dated October 29, 2013) as the proposed plans to create access to the first and second floors, with the understanding that the compliant vertical wheelchair lift will be installed, inspected and operational prior to the issuance of a Certificate of Occupancy. The Board also voted to send a letter of support to the Board of Elevator Regulations regarding the Petitioners request for a variance from the requirements of 524 CMR 34.02.

The Board also reiterates that the work required in the previous motions of the Board shall also be completed prior to the issuance of a Certificate of Occupancy. Those requirements are as follows:

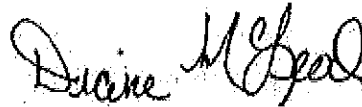
- One (1) of the bathrooms at the second floor shall comply with the requirements of 521 CMR 44.1. The Board noted that if the dimensional requirements for the accessible bathroom cannot strictly be met, the Petitioners may request additional variances, to be submitted to the Board *within 30 days receipt of the previous decision of the Board* (this timeframe will expire as of *November 17, 2013* and will therefore require that the one of the bathrooms at the second floor comply in full with the requirements of 521 CMR 44.1).
- Countertops for the first floor kitchen shall be brought into compliance with the requirements of 521 CMR 32.2.
- The second floor kitchen shall comply in full with the requirements of 521 CMR 45.1. The Board also noted that they would like the Petitioners to submit a partial modification proposal for the existing second floor kitchen, *within 30 days receipt of this decision* (this timeframe will expire as of *November 17, 2013* and will therefore require that the second floor kitchen shall comply in full with the requirements of 521 CMR 45.1).

ARCHITECTURAL ACCESS BOARD

By:



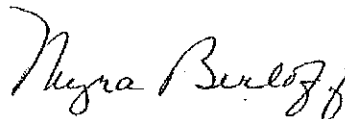
Walter White, Chair



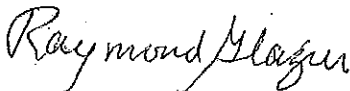
Diane McLeod, Vice Chair



Andrew Bedar, Member

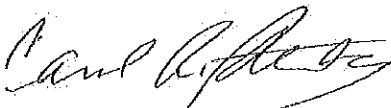


Myra Berloff, Director of Massachusetts
Office on Disability

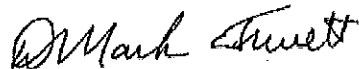


Raymond Glazier, Executive Office of Elder
Affairs Designee

Gerald LeBlanc, Member (not present)



Carol Steinberg, Member



D. Mark Trivett, Member

A complete administrative record is on file at the office of the Architectural Access Board.

cc: Local Building Inspector
Local Disability Commission
Local Independent Center



Setti D. Warren
Mayor

City of Newton, Massachusetts
Department of Planning and Development
1000 Commonwealth Avenue Newton, Massachusetts 02459

Telephone
(617) 796-1120
Telefax
(617) 796-1142
TDD/TTY
(617) 796-1089
www.newtonma.gov

Candace Havens
Director

MEMORANDUM

To: Newton Commission on Disability

From: David Koses

Re: Removal of one Accessible Parking Spot in the Waltham Street Lot

Date: November 27, 2013

On September 9, 2013 the Newton Commission on Disability voted to convert one metered parking space on the eastbound side of Washington Street near the West Newton Cinema into a handicap parking space. On November 21, 2013, Traffic Council approved this request, and voted to convert the parking space on the eastbound side of Washington Street, east of the crosswalk, in front of Elements Massage into a handicap parking space.

As part of the data collection process, it was observed that the Waltham Street Public Parking Lot in West Newton, located directly behind the Post Office parking lot, and just before the entrance to the Police/Court parking area in West Newton, includes 13 metered parking spaces and 2 handicap parking spaces. For a lot between 6 and 25 spaces, only 1 handicap parking spot is required, per chapter 30-19(h)(2)(c) of the Newton Ordinance, which covers the number of accessible parking stalls required within parking facilities.

Since the City currently provides one accessible parking space beyond what is required within the Waltham Street parking area, and having recently removed one public meter from circulation, so to convert it into a handicap parking spot on Washington Street in West Newton, the following item was docketed for consideration: David Koses, requesting the conversion of one of the two handicap parking spaces in the Public Lot located off of Waltham Street (behind the Post Office Lot) into a meter space.

HP Space to
revert to
metered space

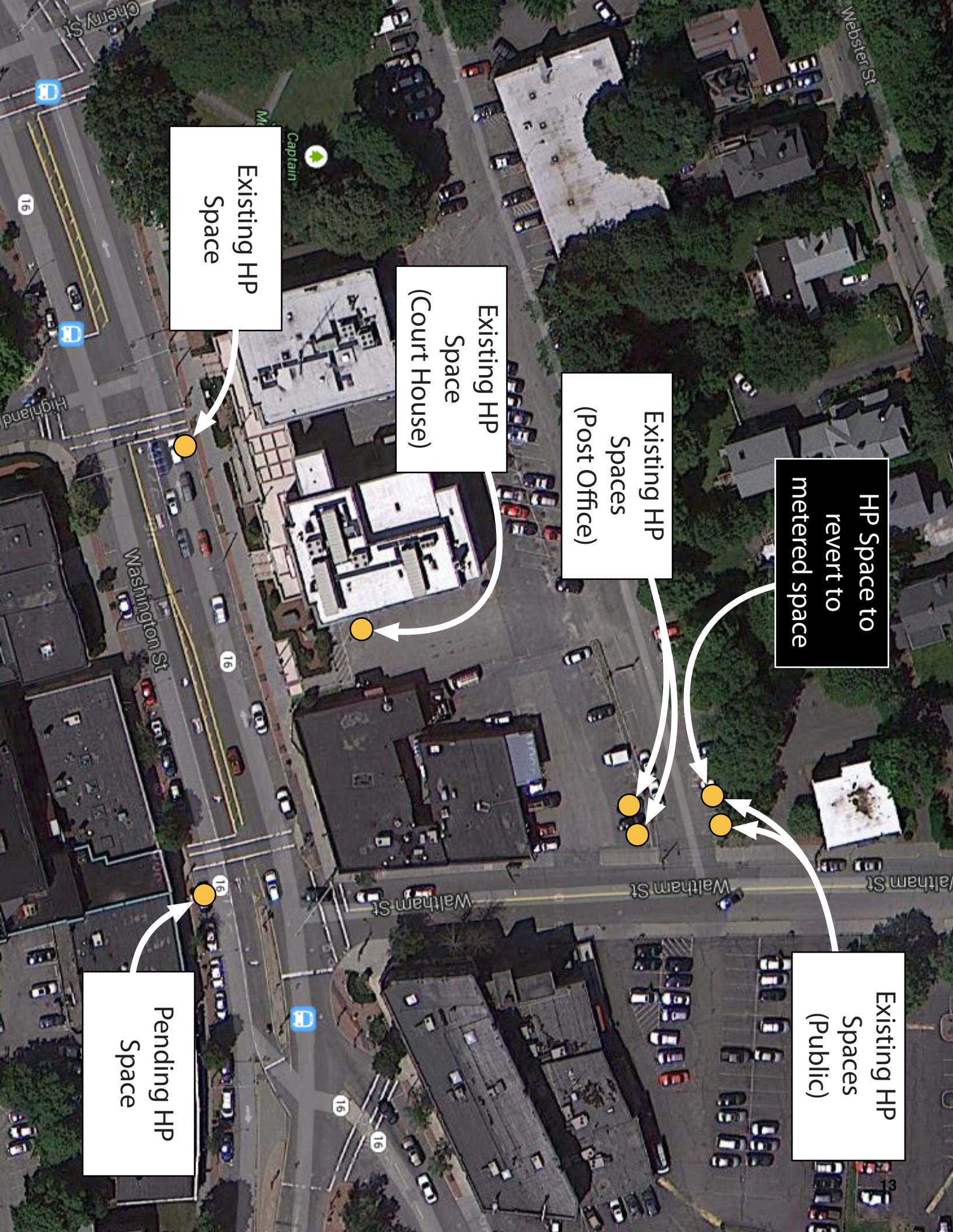
Existing HP
Spaces
(Public)

Existing HP
Spaces
(Post Office)

Existing HP
Space
(Court House)

Existing HP
Space

Pending HP
Space



From: wpaille@newtonma.gov
To: robpcaruso@yahoo.com
CC: gap4peace@aol.com
Sent: 11/25/2013 4:39:26 P.M. Eastern Standard Time
Subj: RE: COD meeting in November

Robert and Girard,

The meeting the following morning was with VAI, the design consultant. Everything that I presented to the COD last Monday was reviewed with the design team and as a result, VAI is going to obtain a price quotation from their signal supplier as soon as possible. This includes replacement of the mast arm with one that meets the 1994 design standards, new signal heads, new pedestrian heads, 360 degree detection camera, new audible pushbutton controls, new pedestrian pole/head at the slip lane, replacement of all existing pedestrian heads with countdown heads, new signal cabinet and lead pedestrian phase controller unit.

As soon as VAI provides the estimate, the City will review and once approved the contractor will move forward with the ground work (i.e. footings, conduit, wire, etc). This work will likely begin in December. We discussed schedule but it looks like 12 weeks to receive equipment once it is ordered which will not be until December which means a spring installation.

Are folks still interested in taking a ride to Cambridge to experience a signal with a "lead pedestrian phase?" Let me know... we could set something up for next week or the following week.

Regards,
Bill